

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  MIDAMERICAN ENERGY COMPANY and EASTERN IOWA LIGHT AND POWER COOPERATIVE	DOCKET NO. SPU-01-7
---	---------------------

**ORDER GRANTING PETITION FOR MODIFICATION  
OF SERVICE AREA BOUNDARIES**

(Issued August 28, 2001)

On June 25, 2001, MidAmerican Energy Company (MidAmerican) and Eastern Iowa Light and Power Cooperative (Eastern Iowa) filed a joint petition for modification of electric service area boundaries pursuant to 199 IAC 20.3(9). The petition included a proposed service area agreement between MidAmerican and Eastern Iowa. No objections to the petition were filed.

MidAmerican and Eastern Iowa request the Board transfer from MidAmerican to Eastern Iowa the service territory in Clinton County described as follows:

Beginning on the boundary line three hundred thirty-three feet (333 feet) North of the southeast corner of the Southwest Quarter (SW ¼) of Section 29, Township 81 North, Range 6 East of the 5<sup>th</sup> P.M.; thence west one hundred sixty feet (160 feet); thence north three hundred feet (300 feet); thence east 160 feet (160 feet); thence south three hundred feet (300 feet) to the point of reconnection with the existing boundary line, consisting of 1.10 acres, more or less.

In support of the petition, MidAmerican and Eastern Iowa state that MidAmerican currently serves one residential customer in this area, known locally as 1003 31<sup>st</sup> Street, Comanche, Iowa. However, the distribution poles run along 9<sup>th</sup> Street and cross through Nancy Elaine Lake, which causes the poles to lean badly because the ground is not dry enough for proper support. The cost for MidAmerican to move the line across the road is prohibitive because of the large number of trees. Eastern Iowa can serve this customer by simply extending its current overhead distribution line 150 to 200 feet. The customer has been contacted by Eastern Iowa and has no objection to the transfer.

Iowa Code § 476.25 (2001) provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the MidAmerican and Eastern Iowa joint petition for modification of service area boundaries. MidAmerican and Eastern Iowa have alleged facts which establish the proposed modification is in the public interest, will prevent unnecessary duplication of facilities, provide adequate electric service to all

customers affected, and will promote the efficient and economical use of electrical systems, pursuant to Iowa Code § 476.25.

**IT IS THEREFORE ORDERED:**

The joint petition for modification of service area boundaries filed by MidAmerican Energy Company and Eastern Iowa Light and Power Cooperative on June 25, 2001, is granted, subject to complaint or investigation.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Mark O. Lambert

Dated at Des Moines, Iowa, this 28<sup>th</sup> day of August, 2001.